

WEDNESDAY, MARCH 13, 1996

SEVENTY-THIRD LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Larry Self, Minister, Cookeville Rescue Mission.

Representative Hargrove led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Byrd; personal reason.

Representative Kerr; family illness.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1965: Rep(s). Roach as prime sponsor(s).

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House Bill No. 2292: Rep(s). Bowers as prime sponsor(s).

House Bill No. 2309: Rep(s). Langster as prime sponsor(s).

House Bill No. 2582: Rep(s). Lewis as prime sponsor(s).

House Bill No. 2698: Rep(s). McDaniel as prime sponsor(s).

House Bill No. 2918: Rep(s). Bowers as prime sponsor(s).

House Bill No. 3052: Rep(s). Ramsey, Williams(Union), Venable and Westmoreland as prime sponsor(s).

ENGROSSED BILLS

March 12, 1996

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 2048, 2331, 2352, 2525, 2552, 2568, 2925, 2974, 3157, 3193, 3245, 3252 and 3253; also, House Joint Resolution(s) No(s). 241.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

March 12, 1996

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2091, 2985 and 3052; all passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Bill No. 2091 -- Licenses - Enacts "Tennessee Pharmacy Practice Act of 1996." Amends TCA Section 4-29-220 and Title 63, Chapter 10. by *McNally, *Crowe, *Person.

Senate Bill No. 2985 -- Law Enforcement - Authorizes county executive, or designee, in Shelby County, to establish policies to employ and commission county security officers having police powers. Amends TCA Title 5, Chapter 7. by *Person.

***Senate Bill No. 3052 --** County Boundaries - Includes 1.741 acres more or less in District 9 of Sevier County presently located in District 13 of Blount County. by *Koella.

MESSAGE FROM THE SENATE

March 12, 1996

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 340, 352 and 353; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

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***Senate Joint Resolution No. 340** -- Highway Signs - "Ernest Crouch Memorial Bridge," Hickory Creek on S.R. 286, Warren County. by *Cooper, *Atchley, *Burks, *Carter, *Cohen, *Crowe, *Crutchfield, *Dixon, *Elsea, *Ford J, *Fowler, *Gilbert, *Hamilton, *Harper, *Haun, *Haynes, *Henry, *Holcomb, *Jordan, *Koella, *Kyle, *Leatherwood, *McNally, *Miller J, *O'Brien, *Person, *Rice, *Rochelle, *Springer, *Wallace, *Wilder, *Womack, *Wright.

Senate Joint Resolution No. 352 -- Memorials, Personal Achievement - Lisa Tollett, Miss Cumberland County TAD. by *O'Brien.

Senate Joint Resolution No. 353 -- Memorials, Recognition and Thanks - Brushy Mountain State Penitentiary, 100th Anniversary. by *O'Brien.

ENROLLED BILLS

March 12, 1996

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 2053, 2231 and 2594; House Joint Resolution(s) No(s). 398 and 454; also, House Resolution(s) No(s). 187.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 12, 1996

The Speaker signed the following: House Bill(s) No(s). 2053, 2231 and 2594; House Joint Resolution(s) No(s). 398 and 454; also, House Resolution(s) No(s). 187.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 12, 1996

The Speaker signed the following: Senate Bill(s) No(s). 1958, 1961, 2063, 2124, 2125, 2203, 2210, 2270, 2565, 2590, 2816, 2935, 3036 and 3133; also, Senate Joint Resolution(s) No(s). 346, 349, 350, 361 and 362.

MESSAGE FROM THE SENATE

March 13, 1996

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 369 and 373; both adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 369 -- Memorials, Personal Achievement - Phil Ponder, 1996 Honoree of Star Spangled Salute. by *Haynes, *Henry, *Wilder, *Kyle, *Harper, *Rochelle.

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Senate Joint Resolution No. 373 -- Memorials, Recognition and Thanks - Washington County Jonesborough Library, 100th Anniversary. by *Crowe.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

House Joint Resolution No. 469 -- General Assembly, Confirmation of Appointment - Charles Robert Cunningham, State Forestry Commission. by *Curtiss.

Agriculture Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 14, 1996:

House Resolution No. 189 -- Memorials, Professional Achievement - River City Chapter of the Links. by *Brooks.

House Resolution No. 190 -- Memorials, Recognition and Thanks - Dr. William (Bill) Phillips DeVeaux. by *Langster, *DeBerry L, *Purcell.

House Resolution No. 191 -- Memorials, Retirement - Assistant Chief Johnnie Griggs, Jr., Metropolitan Police Department. by *Langster, *Jones, S., *DeBerry L, *Purcell, *Halteman Harwell, *Robinson, *Odom, *Arriola.

House Resolution No. 192 -- Memorials, Recognition and Thanks - Claiborne County snow workers. by *Williams (Union).

House Joint Resolution No. 467 -- Memorials, Personal Occasion - Fred and Mary Crowe, 70th wedding anniversary. by *Ramsey.

House Joint Resolution No. 468 -- Memorials, Death - Erbie Ray. by *Curtiss.

House Joint Resolution No. 470 -- Memorials, Retirement - Margaret Milhorn. by *Ramsey.

House Joint Resolution No. 471 -- Memorials, Death - Johnie Ord Crouch. by *Curtiss.

House Joint Resolution No. 472 -- Memorials, Professional Achievement - William P. "Bill" Murrey, Jr., Time Magazine Quality Dealer Award recipient. by *Fowlkes.

House Joint Resolution No. 473 -- Memorials, Recognition and Thanks - Sam Elisha Jones. by *Walley.

SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for March 14, 1996:

Senate Joint Resolution No. 352 -- Memorials, Personal Achievement - Lisa Tollett, Miss Cumberland County TAD. by *O'Brien.

Senate Joint Resolution No. 353 -- Memorials, Recognition and Thanks - Brushy Mountain State Penitentiary, 100th Anniversary. by *O'Brien.

Senate Joint Resolution No. 373 -- Memorials, Recognition and Thanks - Washington County Jonesborough Library, 100th Anniversary. by *Crowe.

RESOLUTIONS LYING OVER

On motion, the resolutions(s) listed was/were referred to the appropriate Committee:

***Senate Joint Resolution No. 340** -- Highway Signs - "Ernest Crouch Memorial Bridge," Hickory Creek on S.R. 286, Warren County. by *Cooper, *Atchley, *Burks, *Carter, *Cohen, *Crowe, *Crutchfield, *Dixon, *Elsea, *Ford J, *Fowler, *Gilbert, *Hamilton, *Harper, *Haun, *Haynes, *Henry, *Holcomb, *Jordan, *Koella, *Kyle, *Leatherwood, *McNally, *Miller J, *O'Brien, *Person, *Rice, *Rochelle, *Springer, *Wallace, *Wilder, *Womack, *Wright.

Transportation Committee

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 3263 -- Sparta - Subject to local approval, extends election term of mayor and board of aldermen to coincide with regular August election. Amends Chapter 295 of the Acts of 1903, as amended. by *Curtiss.

House Bill No. 3264 -- Lebanon - Subject to local approval, enacts "City of Lebanon Traffic Regulation Cost Act." by *Bell.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

Senate Bill No. 2091 -- Licenses - Enacts "Tennessee Pharmacy Practice Act of 1996." Amends TCA Section 4-29-220 and Title 63, Chapter 10. by *McNally, *Crowe, *Person.

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Senate Bill No. 2985 -- Law Enforcement - Authorizes county executive, or designee, in Shelby County, to establish policies to employ and commission county security officers having police powers. Amends TCA Title 5, Chapter 7, by *Person.

***Senate Bill No. 3052** -- County Boundaries - Includes 1.741 acres more or less in District 9 of Sevier County presently located in District 13 of Blount County. by *Koella.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 3262 -- Lewis County -- Local Bill Held on House Desk

CAPTION BILLS REFERRED

Pursuant to **Rule No. 47**, the following Caption Bill(s), House Bill(s) No(s). 3071, 3126 and 3147 held on the Clerk's desk were referred to the following Committee(s):

House Bill No. 3071 -- Real Property -- House Judiciary Committee

House Bill No. 3126 -- Forest and Forest Products -- House Agriculture Committee

House Bill No. 3147 -- Insurance Companies, Agents, Brokers -- House Commerce Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 12, 1996**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **March 14, 1996**: House Bill(s) No(s). 2622, 3226, 1969, 2274, 2548, 2803, 2781, 1794, 2522 and 24; also House Joint Resolution No. 426.

The Committee set the following bills on the **Regular Calendar** for **March 18, 1996**: House Bill(s) No(s). 2074.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **March 18, 1996**: House Bill(s) No(s). 3091, 3092, 2385, 2753, 2910, 2355, 2727, 2025, 2688, 3070, 2668, 2667, 2662 and 2021; also House Joint Resolution(s) No(s). 441 and 404.

COMMERCE

The Commerce Committee recommends for passage: House Bill(s) No(s). 2517; also House Bill(s) No(s). 2405 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Joint Resolution(s) No(s). 451 and 453. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

CONSUMER AND EMPLOYEE AFFAIRS

The Consumer and Employee Affairs Committee recommended for passage: House Bill(s) No(s). 3075; also House Bill(s) No(s). 2930 and 2997 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2789 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

EDUCATION

The Education Committee recommended for passage: House Bill(s) No(s). 3050 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2859 and 2477 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

FINANCE, WAYS AND MEANS

The Finance, Ways and Means Committee recommended for passage: House Bill(s) No(s). 2849, 2010, 2430 and 2103. Under the rules, each was transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS

The Government Operations Committee recommended for passage: House Bill(s) No(s). 2832 and House Bill(s) No(s). 2142 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that House Bill(s) No(s). 2931 be referred to the Health & Human Resources Committee.

HEALTH AND HUMAN RESOURCES

The Health and Human Resources Committee recommended for passage: House Bill(s) No(s). 3216, 3059, 3061 and 270, also House Bill(s) No(s). 2584, 2968, 2188,

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2478, 2366, 2365 and House Joint Resolution(s) No(s). 431 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2479 and 2692; also House Bill(s) No(s). 2891 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

STATE AND LOCAL GOVERNMENT

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 2718, 2275, 1956, 2999, 2288, 2105 and House Joint Resolution(s) No(s). 438; also House Bill(s) No(s). 2640, 2067, 2646, 1957 and 2765 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 928; also House Bill(s) No(s). 2270, 2664, 2451 and 2360 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 13, 1996**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **March 18, 1996**: House Bill(s) No(s). 645, 2778, 2628, 3119, 3203, 1952 and 2245.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **March 18, 1996**: House Bill(s) No(s). 2653 and House Joint Resolution(s) No(s). 420.

The Committee further reported that House Bill No. 3115 was considered but failed to pass.

CONSERVATION AND ENVIRONMENT

The Conservation and Environment Committee recommended for passage: House Bill(s) No(s). 2940 and 2763 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

JUDICIARY

The Judiciary Committee recommended for passage: House Bill(s) No(s). 2820, 2060, 1926, 2904 and 2907; also House Bill(s) No(s). 2212, 2342, 3161 and 2862 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

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It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1960 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

TRANSPORTATION

The Transportation Committee recommended for passage: House Bill(s) No(s). 2762, 1955, 3024, 2553, 1954 and House Joint Resolution(s) No(s). 449, 186 and 439; also House Bill(s) No(s). 2486 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

The Committee further reported that House Bill No. 2421 was considered but failed to pass.

CONSENT CALENDAR

House Resolution No. 188 -- Memorials, Death - Ernest George Schrichte, Jr. by *Joyce.

House Joint Resolution No. 465 -- Memorials, Personal Occasion - Elbert T. Marvin, 100th Birthday. by *Peach.

House Joint Resolution No. 466 -- Memorials, Retirement - G. Robert Owens. by *Patton.

Senate Joint Resolution No. 365 -- Memorials, Sports - 1995 Riverdale High School football team, TSSAA Class 5-A state runner-up. by *Womack.

Senate Joint Resolution No. 367 -- Memorials, Professional Achievement - Fire Museum of Memphis. by *Ford J, *Kyle, *Cohen.

Senate Joint Resolution No. 368 -- Memorials, Recognition and Thanks - Rufus Thomas. by *Ford J, *Cohen, *Crowe, *Dixon, *Kyle, *Harper.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.....	96
Noes	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones, R.

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(Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

REGULAR CALENDAR

***Senate Bill No. 2040** -- Loan Companies - Increases by \$.75 maintenance fees on loans made by industrial loan and thrift companies. Amends TCA Section 45-5-403. by *Rochelle, *Miller J. (HB2009 by *Rhinehart, *Gunnels, *Cole (Carter), *Givens)

Further consideration of Senate Bill No. 2040, previously considered on February 12, 1996, at which time the Senate Bill was substituted for the House Bill, failed to receive a constitutional majority, and was re-referred to the Calendar and Rules Committee. Senate Bill No. 2040 was reported out of the Calendar and Rules Committee and further considered by the House on February 28, 1996, and reset to today's Calendar.

Rep. Rhinehart moved that Senate Bill No. 2040 be passed on third and final consideration.

Rep. Turner(Shelby) moved adoption of Amendment No. 1.

Amendment No. 1

AMEND House Bill No. 2009 by deleting the words and figures "Two dollars and fifty cents (\$2.50)" in Section 1 of the printed bill and substituting the words and figures "Two dollars (\$2.00)".

AND FURTHER AMEND by deleting the words and figures "Three dollars and fifty cents (\$3.50)" in Section 2 of the printed bill and substituting the words and figures "Three dollars and twenty-five cents (\$3.25)".

AND FURTHER AMEND by deleting the words and figures "Two dollars and fifty cents (\$2.50)" in Section 4 of the printed bill and substituting the words and figures "Two dollars (\$2.00)".

Rep. Gunnels moved that Amendment No. 1 be tabled, which motion prevailed by the following vote:

Ayes.....	59
Noes.....	29
Present and not voting.....	1

Representatives voting aye were: Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Buck, Burchett, Callicott, Cantrell, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross,

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Curtiss, Davidson, Davis, DeBerry, J., Duer, Dunn, Eckles, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Hassell, Head, Hicks, Huskey, Joyce, Kent, McAfee, McDaniel, McKee, Napier, Newton, Patton, Peach, Phillips, Pinion, Ramsey, Rigsby, Rinks, Roach, Sharp, Shirley, Stamps, Stulce, Venable, Walley, Whitson, Williams (Union), Windle, Winningham, Wood -- 59.

Representatives voting no were: Armstrong, Brooks, Brown, DeBerry, L., Fitzhugh, Halteman Harwell, Hargrove, Herron, Jones, S., Jones, U. (Shelby), Kernell, Kisber, Langster, McDonald, McMillan, Miller, Odom, Phelan, Pruitt, Purcell, Ridgeway, Ritchie, Robinson, Tindell, Turner (Shelby), West, Westmoreland, White, Mr. Speaker Naifeh -- 29.

Representatives present and not voting were: Jones, R. (Shelby) -- 1.

Rep. Brooks moved adoption of Amendment No. 2.

Amendment No. 2

AMEND House Bill No. 2009 by deleting Sections 1, 2, 3, and 4, and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 45-5-403(5)(A), is amended by deleting the language, symbol and figures "One dollar and seventy-five cents (\$1.75)" and by substituting instead the language, symbol and figures "Two dollars and twenty-five cents (\$2.25)".

SECTION 2. Tennessee Code Annotated, Section 45-5-403(5)(B), is amended by deleting the language, symbol and figures "Two dollars and seventy-five cents (\$2.75)" and by substituting instead the language, symbol and figures "Three dollars and twenty-five cents (\$3.25)".

SECTION 3. Tennessee Code Annotated, Section 45-5-403(5)(C), is amended by deleting the language, symbol and figures "Two dollars and twenty-five cents (\$2.25)" and by substituting instead the language, symbol and figures "Two dollars and seventy-five cents (\$2.75)".

SECTION 4. Tennessee Code Annotated, Section 45-5-403(5)(D), is amended by deleting the language, symbol and figures "One dollar and seventy-five cents (\$1.75)" and by substituting instead the language, symbol and figures "Two dollars and twenty-five cents (\$2.25)".

Rep. Rhinehart moved that Amendment No. 2 be tabled, which motion prevailed by the following vote:

Ayes..... 60
Noes 30

Representatives voting aye were: Bell, Bird, Bittle, Bowers, Boyer, Buck, Burchett, Callicott, Cantrell, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley,

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Halteman Harwell, Hassell, Head, Hicks, Huskey, Jackson, Joyce, Kent, Kernell, Lewis, McAfee, McKee, Napier, Newton, Patton, Peach, Phelan, Phillips, Pinion, Ramsey, Rigsby, Rinks, Roach, Sharp, Shirley, Stamps, Stulce, Venable, Walley, Westmoreland, Windle, Winningham, Wood -- 60.

Representatives voting no were: Armstrong, Arriola, Beavers, Brooks, Brown, Chumney, DeBerry, J., DeBerry, L., Hargrove, Herron, Jones, S., Jones, U. (Shelby), Kisber, Langster, McDonald, McMillan, Miller, Odom, Pruitt, Purcell, Ridgeway, Ritchie, Robinson, Tindell, Turner (Shelby), West, White, Williams (Union), Williams (Williamson), Mr. Speaker Naifeh -- 30.

Rep. Pruitt moved adoption of Amendment No. 3, which was out of order pursuant to Rule 61.

Rep. McDaniel moved the previous question, which motion failed by the following vote:

Ayes	55
Noes	35
Present and not voting	1

Representatives voting aye were: Arriola, Bell, Bird, Bittle, Boyer, Buck, Burchett, Cantrell, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Duer, Eckles, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hassell, Head, Hicks, Huskey, Jackson, Joyce, Kent, Lewis, McAfee, McKee, Napier, Newton, Patton, Peach, Pinion, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Roach, Sharp, Shirley, Stamps, Stulce, Venable, Walley, Westmoreland, Whitson, Williams (Union), Windle, Winningham -- 55.

Representatives voting no were: Armstrong, Beavers, Bowers, Brooks, Brown, Callicott, Chumney, DeBerry, J., DeBerry, L., Dunn, Fitzhugh, Ford, Fowlkes, Herron, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Kernell, Kisber, Langster, McDonald, McMillan, Miller, Odom, Phelan, Phillips, Pruitt, Ritchie, Robinson, Tindell, Towns, Turner (Shelby), West, White, Wood -- 35.

Representatives present and not voting were: McDaniel -- 1.

Rep. Boyer moved the previous question, which motion failed by the following vote:

Ayes	58
Noes	31
Present and not voting	1

Representatives voting aye were: Arriola, Bell, Bird, Bittle, Bowers, Boyer, Buck, Burchett, Callicott, Cantrell, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Duer, Dunn, Eckles, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hassell, Head, Hicks, Huskey, Jackson, Joyce, Kent, McAfee, McDaniel, McKee, Napier, Newton, Patton, Peach, Phelan, Pinion, Ramsey, Rhinehart, Rigsby, Rinks, Roach, Sharp,

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Shirley, Stulce, Venable, Walley, Westmoreland, Whitson, Williams (Union), Windle, Winningham, Wood -- 58.

Representatives voting no were: Armstrong, Beavers, Brooks, Brown, Chumney, DeBerry, J., Fitzhugh, Ford, Fowlkes, Hargrove, Herron, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Kisber, Langster, McDonald, McMillan, Miller, Odom, Phillips, Pruitt, Purcell, Ridgeway, Ritchie, Robinson, Tindell, Towns, Turner (Shelby), West, White -- 31.

Representatives present and not voting were: Kernell -- 1.

Rep. Pruitt moved adoption of Amendment No. 4 as follows:

Amendment No. 4

AMEND Senate Bill No. 2040 by deleting the words and figures "Two dollars and fifty cents (\$2.50)" in Section 1 of the printed bill and substituting the words and figures "Two dollars (\$2.00)".

AND FURTHER AMEND by deleting the words and figures "Three dollars and fifty cents (\$3.50)" in Section 2 of the printed bill and substituting the words and figures "Three dollars and twenty-five cents (\$3.25)".

Rep. Gunnels moved that Amendment No. 4 be tabled, which motion prevailed by the following vote:

Ayes	50
Noes	38

Representatives voting aye were: Arriola, Bell, Bird, Bowers, Bragg, Buck, Burchett, Callicott, Cantrell, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Duer, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Haley, Hassell, Head, Hicks, Huskey, Kent, McAfee, McDaniel, McKee, Napier, Newton, Peach, Phelan, Pinion, Ramsey, Rhinehart, Rigsby, Rinks, Roach, Sharp, Shirley, Stulce, Venable, Westmoreland, Whitson, Winningham, Wood -- 50.

Representatives voting no were: Armstrong, Beavers, Brooks, Brown, Chumney, DeBerry, J., DeBerry, L., Dunn, Eckles, Halteman Harwell, Hargrove, Herron, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Kernell, Kisber, Langster, McDonald, McMillan, Miller, Odom, Patton, Phillips, Pruitt, Purcell, Ridgeway, Ritchie, Robinson, Stamps, Tindell, Towns, Walley, West, White, Williams (Williamson), Windle, Mr. Speaker Naifeh -- 38.

Rep. McAfee moved the previous question, which motion prevailed by the following vote:

Ayes	64
Noes	20
Present and not voting	3

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Representatives voting aye were: Arriola, Bell, Bird, Bowers, Bragg, Buck, Burchett, Callicott, Cantrell, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Duer, Dunn, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hassell, Head, Hicks, Huskey, Jackson, Jones, S., Joyce, Kent, McAfee, McDaniel, McKee, McMillan, Napier, Newton, Odom, Patton, Peach, Phelan, Pinion, Ramsey, Rhinehart, Rigsby, Rinks, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Venable, Walley, Westmoreland, White, Whitson, Williams (Williamson), Windle, Winningham, Wood -- 64.

Representatives voting no were: Armstrong, Beavers, Brooks, Brown, Chumney, DeBerry, J., DeBerry, L., Herron, Jones, R. (Shelby), Jones, U. (Shelby), Kisber, Langster, McDonald, Miller, Phillips, Ridgeway, Tindell, Towns, Turner (Shelby), West -- 20.

Representatives present and not voting were: Kernell, Pruitt, Ritchie -- 3.

Rep. Rhinehart moved that **Senate Bill No. 2040** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	54
Noes	38
Present and not voting	1

Representatives voting aye were: Arriola, Bell, Bird, Bowers, Buck, Burchett, Callicott, Cantrell, Clabough, Coffey, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis, Duer, Dunn, Eckles, Fowlkes, Garrett, Givens, Gunnels, Haley, Hassell, Head, Hicks, Huskey, Jones, R. (Shelby), Joyce, Kent, Kernell, McAfee, McDaniel, McKee, Napier, Newton, Patton, Peach, Ramsey, Rhinehart, Rigsby, Rinks, Roach, Sharp, Shirley, Stamps, Stulce, Venable, Walley, Westmoreland, Whitson, Williams (Williamson), Windle, Wood -- 64.

Representatives voting no were: Armstrong, Beavers, Bragg, Brooks, Brown, Chumney, Cross, DeBerry, J., DeBerry, L., Fitzhugh, Ford, Halteman Harwell, Hargrove, Herron, Jackson, Jones, S., Jones, U. (Shelby), Kisber, Langster, Lewis, McDonald, McMillan, Miller, Odom, Phillips, Pruitt, Purcell, Ridgeway, Ritchie, Robinson, Tindell, Towns, Turner (Shelby), West, White, Williams (Union), Winningham, Mr. Speaker Naifeh -- 38.

Representatives present and not voting were: Pinion -- 1.

A motion to reconsider was tabled.

***House Bill No. 2035** -- Licenses - Enacts "Tennessee Pharmacy Practice Act of 1996." Amends TCA Section 4-29-220 and Title 63, Chapter 10. by *Rhinehart. (SB2091 by *McNally, *Crowe, *Person)

On motion, House Bill No. 2035 was made to conform with **Senate Bill No. 2091**; the Senate Bill was substituted for the House Bill.

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Rep. Rhinehart moved that Senate Bill No. 2091 be passed on third and final consideration.

On motion, Rep. Pruitt withdrew Health & Human Resources Committee Amendment No. 1.

Rep. Rhinehart moved that **Senate Bill No. 2091** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	93
Noes	0
Present and not voting.....	1

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bowers, Bragg, Brown, Buck, Burchett, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 93.

Representatives present and not voting were: Brooks -- 1.

A motion to reconsider was tabled.

House Bill No. 2698-- Health - Extends holding period for bodies of persons dying in public institutions to 96 hours; makes specific provisions for veterans' bodies; places additional requirement on institutions using bodies for certain scientific purposes. Amends TCA Title 68, Chapter 4, Part 1. by *McDaniel. (*SB2684 by *Haun, *Crowe)

Rep. McDaniel moved that House Bill No. 2698 be passed on third and final consideration.

Rep. McDaniel moved adoption of Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2698 by inserting the word "unclaimed" between the words "use of the" and the word "body" in subsection (c) of the amendatory language of Section 4.

On motion, Amendment No. 1 was adopted.

CHAIR TO DEBERRY

Mr. Speaker Naifeh relinquished the Chair to Rep. DeBerry, Speaker pro tempore.

REGULAR CALENDAR, CONTINUED

Rep. McDaniel moved that **House Bill No. 2698**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	95
Noes	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Huskey, Jackson, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

House Bill No. 3052 -- Criminal Offenses - Creates Class C misdemeanor offense for intentional harming of police dog while performing official duties. Amends TCA Title 39, Chapter 14, Part 2. by *McKee, *Phelan, *Rigsby, *Roach. (*SB3113 by *Miller J)

Rep. McKee requested that House Bill No. 3052 be moved down 4 places on the Calendar.

House Bill No. 2455 -- Pest Control - Authorizes use of certain adjuvants with pesticides Amends TCA Title 43, Chapter 8, Part 3; Title 43, Chapter 8, Part 1 and Title 62, Chapter 21, Part 1. by *Fitzhugh, *Phelan. (*SB2755 by *Wilder)

Rep. Fitzhugh moved that **House Bill No. 2455** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	90
Noes	0
Present and not voting.....	3

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry,

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L., Duer, Dunn, Eckles, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Joyce, Kent, Kernell, Kisber, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Napier, Newton, Odum, Patton, Peach, Phelan, Phillips, Pinion, Purcell, Ramsey, Rhinehart, Ridgeway, Rigby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 90.

Representatives present and not voting were: Jones, S., Langster, Towns -- 3.

A motion to reconsider was tabled.

House Bill No. 2918 -- Pensions and Retirement Benefits - Continues 3.6 percent retirement adjustment. Amends TCA Title 8, Chapter 34. by *Rhinehart, *Miller L, *Kernell, *Fowlkes, *Armstrong, *Pruitt, *Whitson, *Venable, *Gunnels, *Cantrell, *Jones, S., *McDaniel, *Ramsey, *Wood, *McAfee, *Newton, *Windle, *Curtiss. (*SB2796 by *Rochelle)

Further consideration of House Bill No. 2918 previously considered on March 11, 1996, at which time it was objected to on the Consent Calendar and reset for the Regular Calendar to March 13, 1996.

Rep. Rhinehart requested that House Bill No. 2918 be moved down 2 places on the Calendar.

House Bill No. 2708 -- Motor Vehicles, Titling and Registration - Authorizes issuance of fish and wildlife special license plates. Amends TCA Title 55, Chapter 4. by *Stulce, *McAfee, *Curtiss, *Cross. (*SB2343 by *Rice, *Crowe, *Hamilton, *Leatherwood, *Elsa, *Carter)

Further consideration of House Bill No 2708 previously considered on March 11, 1996, at which time it was objected to on the Consent Calendar and reset for the Regular Calendar to March 13, 1996.

On motion of Rep. Stulce, **House Bill No. 2708** was withdrawn from the House.

House Bill No. 2309 -- Motor Vehicles, Titling and Registration - Allows for issuance of special license plates for members of Delta Sigma Theta Sorority, Inc. Amends TCA Title 55, Chapter 4. by *Armstrong, *DeBerry L, *Miller L, *Brooks, *Jones U (Shelby), *Bowers, *Pruitt. (*SB2372 by *Harper)

Further consideration of House Bill No. 2309 previously considered on March 11, 1996, at which time it was objected to on the Consent Calendar and reset for the Regular Calendar to March 13, 1996.

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On motion, House Bill No. 1996 was made to conform with **Senate Bill No. 2372**; the Senate Bill was substituted for the House Bill.

Rep. Armstrong moved that **Senate Bill No. 2372** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	96
Noes	0
Present and not voting.....	1

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

Representatives present and not voting were: Duer -- 1.

A motion to reconsider was tabled.

House Bill No. 2918 -- Pensions and Retirement Benefits - Continues 3.6 percent retirement adjustment. Amends TCA Title 8, Chapter 34. by *Rhinehart, *Miller L, *Kernell, *Fowlkes, *Armstrong, *Pruitt, *Whitson, *Venable, *Gunnels, *Cantrell, *Jones, S., *McDaniel, *Ramsey, *Wood, *McAfee, *Newton, *Windle, *Curtiss, *Bowers, *Bell, *Winningham, *Davidson, *Lewis. (*SB2796 by *Rochelle)

Further consideration of House Bill No. 2918, previously considered on today's Calendar.

Rep. Rhinehart moved that House Bill No. 2918 be passed on third and final consideration.

Rep. Rhinehart moved adoption of Council on Pensions and Insurance Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2918 by deleting the amendatory and directory language in Sections 1 and 2 in their entirety and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 8-34-101(4)(B)(i), is amended by deleting from the third sentence thereof the figure "1996" and by substituting instead the figure "1997".

SECTION 2. Implementation of the provisions of this act shall be subject to the funding being provided in the general appropriations act.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Rep. Rhinehart moved that **House Bill No. 2918**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Kent, Kernell, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood -- 95.

A motion to reconsider was tabled.

House Bill No. 3052 -- Criminal Offenses - Creates Class C misdemeanor offense for intentional harming of police dog while performing official duties. Amends TCA Title 39, Chapter 14, Part 2. by *McKee, *Phelan, *Rigsby, *Roach, *Ramsey, *Venable, *Westmoreland, *Williams (Union). (*SB3113 by *Miller J)

Further consideration of House Bill No. 3052, previously considered on today's Calendar.

Rep. McKee moved that House Bill No. 3052 be passed on third and final consideration.

Rep. Givens moved adoption of Agriculture Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 3052 by deleting the amendatory language of Section 1 of the printed bill and by substituting instead the following:

Section _____. (a) It is unlawful for any person to intentionally, knowingly or recklessly cause bodily injury to a police dog.

(b) A violation of this act is a Class C felony.

On motion, Amendment No. 1 was adopted by the following vote:

Ayes	67
Noes	12
Present and not voting	4

Representatives voting aye were: Armstrong, Beavers, Bell, Bird, Bittle, Boyer, Burchett, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Davidson, Davis, DeBerry, L., Duer, Dunn, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hassell, Herron, Hicks, Huskey, Jones, R. (Shelby), Jones, S., Joyce, Kent, Lewis, McAfee, McDaniel, McKee, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Ramsey, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Stamps, Stulce, Tindell, Venable, Walley, Westmoreland, White, Whitson, Williams (Union), Windle, Wood -- 67.

Representatives voting no were: Bowers, Bragg, Brown, Curtiss, DeBerry, J., Jones, U. (Shelby), Langster, McDonald, Pruitt, Shirley, Towns, West -- 12.

Representatives present and not voting were: Brooks, Buck, Jackson, Turner (Shelby) - 4.

Rep. McKee moved that House Bill No(s). 3052 be reset to the Regular Calendar for March 18, 1996, which motion prevailed.

CHAIR TO SPEAKER

Mr. Speaker Naifeh resumed the Chair.

REGULAR CALENDAR, CONTINUED

House Bill No. 2292 -- Motor Vehicles, Titling and Registration - Authorizes issuance of special plates depicting support for St. Jude Children's Research Hospital. Amends TCA Title 55, Chapter 4. by *Byrd, *Naifeh, *Rinks. (*SB2179 by *Kyle, *Haun)

Further consideration of House Bill No. 2292, previously considered on March 11, 1996, and reset to today's Calendar.

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Rep. Rinks moved that House Bill No(s). 2292 be reset for the Regular Calendar on March 18, 1996, which motion prevailed.

***House Bill No. 1965** -- School Transportation - Exempts school vans from complying with federal requirements relative to school buses, except where specifically required to comply. Amends TCA Title 49, Chapter 6, Part 21. by *Westmoreland, *Venable, *Cantrell, *Hicks, *Gunnels, *Ramsey, *Patton, *Clabough, *Walley, *Buck, *Davis, *Newton, *Rinks, *Givens. (SB2284 by *Haun)

Further consideration of House Bill No. 1965 previously considered on March 11, 1996, at which time it was objected to on the Consent Calendar and reset for the Regular Calendar to March 13, 1996.

Rep. Westmoreland moved that House Bill No. 1965 be passed on third and final consideration.

Rep. Roach moved the previous question, which motion prevailed.

Rep. Westmoreland moved that **House Bill No. 1965** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	83
Noes	5
Present and not voting.....	6

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Buck, Burchett, Callicott, Cantrell, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Givens, Gunnels, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jones, R. (Shelby), Jones, S., Joyce, Kent, Kernell, Kisber, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Winningham, Wood, Mr. Speaker Naifeh -- 83.

Representatives voting no were: Brooks, Chumney, DeBerry, L., Haley, Windle -- 5.

Representatives present and not voting were: Brown, Jones, U. (Shelby), Lewis, Purcell, Ritchie, Tindell -- 6.

A motion to reconsider was tabled.

House Bill No. 2867 -- Municipal Government - Establishes more flexible method for changes in size of municipal board of mayor and aldermen; establishes city court's jurisdiction over criminal cases. Amends TCA Title 6, Chapters 1 through 22. by *Kisber, *West, *Westmoreland, *Kent, *Fowlkes, *Fitzhugh, *Cantrell. (*SB2123 by *Womack)

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Further consideration of House Bill No. 2867 previously considered on March 11, 1996, at which time it was objected to on the Consent Calendar and reset for the Regular Calendar to March 14, 1996.

On motion, House Bill No. 2867 was made to conform with **Senate Bill No. 2123**; the Senate Bill was substituted for the House Bill.

Rep. Kisber moved that **Senate Bill No. 2123** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes 0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Callicott, Cantrell, Chumney, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Eckles, Fitzhugh, Ford, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 92.

A motion to reconsider was tabled.

House Bill No. 2440 -- Game and Fish Laws - Revises penalties relative to fish and wildlife violations. Amends TCA Title 70, Chapter 1, Part 1; Section 70-2-101(e); Section 70-2-205(e)(1); Section 70-2-215(d); Section 70-2-221(e); Section 70-4-102(c); Section 70-4-108(c); Section 70-4-201(d); Section 70-6-101(b)(2) and Section 70-6-202(b). by *Odom. (*SB2239 by *Gilbert)

Rep. Odom moved that House Bill No(s). 2440 be reset to the Regular Calendar for March 20, 1996, which motion prevailed.

***House Bill No. 2022** -- Driver Licenses - Removes intrastate restriction; redefines "gross vehicle rating"; adds to reasons for commercial license suspension by commissioner. Amends TCA Section 55-50-102(12)(D)(i) and Section 55-50-405. by *Patton, *Bittle, *Boyer, *McDaniel. (SB2074 by *Haun, *McNally, *Atchley, *Koella, *Elsea, *Crowe)

Rep. Patton moved that House Bill No(s). 2022 be reset to the Regular Calendar for March 20, 1996, which motion prevailed.

Senate Bill No. 2061 -- Insurance Companies, Agents, Brokers - Enacts "Risk Based Capital for Insurers Act."; clarifies that working papers and examination records are confidential; revises Medicare Supplement Minimum Standards Act. Amends TCA Title 56, Chapters 1, 2 and 7. by *Koella, *Haun, *McNally, *Atchley, *Eisea, *Crowe. (*HB2019 by *Wood, *Bittle, *Kent)

Further consideration of Senate Bill No. 2061, previously considered on March 6, 1996, at which time the Senate Bill was substituted for the House Bill, and March 11, 1996, and reset to today's Calendar.

Rep. Wood moved that Senate Bill No(s). 2061 be reset to the Regular Calendar for March 20, 1996, which motion prevailed.

House Bill No. 2448 -- Alcoholic Beverages - Redefines "aquarium" for purposes of consumption of alcoholic beverages Amends TCA Title 57, Chapter 4. by *Brown, *Turner (Shelby), *Jones R (Shelby). (*SB2399 by *Crutchfield)

Further consideration of House Bill No. 2448, previously considered on March 7, 1996 and March 11, 1996, and reset today's Calendar.

On motion, House Bill No. 2448 was made to conform with **Senate Bill No. 2399**; the Senate Bill was substituted for the House Bill.

Rep. Brown moved that Senate Bill No. 2399 be passed on third and final consideration.

Rep. Turner(Hamilton) moved that Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Turner(Hamilton) moved adoption of Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 2399 by deleting the language "or educational" in the amendatory language of Section 1.

AND FURTHER AMEND by deleting the language "or educational" in the amendatory language of Section 2.

AND FURTHER AMEND by adding the following language at the end of the amendatory language of Section 1:

Such alcoholic beverages, wine and beer shall only be sold on such premises at special functions, wherein attendance is limited to invited guests or groups, the function is not open to the general public, and the area in which the function is held is not open to the general public during such function.

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On motion, Amendment No. 2 was adopted.

Rep. Rhinehart moved the previous question, which motion prevailed.

Rep. Brown moved that **Senate Bill No. 2399**, as amended be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	55
Noes	31
Present and not voting.....	6

Representatives voting aye were: Armstrong, Arriola, Bell, Bittle, Bowers, Bragg, Brooks, Brown, Buck, Callicott, Chumney, Coffey, Cole (Carter), Cole (Dyer), Curtiss, Davis, DeBerry, J., DeBerry, L., Duer, Eckles, Fitzhugh, Fowlkes, Halteman, Harwell, Hargrove, Hassell, Head, Hicks, Huskey, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Kent, Kernell, Kisber, Langster, McMillan, Miller, Napier, Odom, Peach, Phelan, Pruitt, Purcell, Rhinehart, Robinson, Stamps, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, West, Westmoreland, Williams (Williamson), Mr. Speaker Naifeh -- 55.

Representatives voting no were: Beavers, Boyer, Burchett, Clabough, Cross, Davidson, Dunn, Ford, Givens, Gunnels, Haley, Herron, Joyce, McAfee, McDaniel, McDonald, McKee, Phillips, Pinion, Ramsey, Ritchie, Roach, Sharp, Shirley, Stulce, Walley, White, Williams (Union), Windle, Winningham, Wood -- 31.

Representatives present and not voting were: Bird, Cantrell, Jackson, Lewis, Newton, Patton -- 6.

A motion to reconsider was tabled.

House Bill No. 3134 -- Highway Signs - Removes restriction on placing tourist oriented directional signs (TODS) on scenic highways; eliminates conflict in law regarding TODS on scenic highways. Amends TCA Title 54, Chapter 518 of the Public Acts of 1995, and Chapter 530 of the Public Acts of 1995. by *Kerr, *Callicott, *Jones R (Shelby), *Westmoreland, *Gunnels. (*SB2830 by *Koella)

Further consideration of House Bill No. 3134, previously considered on March 7, 1996, at which time the House adopted Amendment No. 1, and withdrew Amendment No. 2, and March 11, 1996, at which time the House adopted Amendment No. 3, and reset to today's Calendar.

Rep. Gunnels moved that House Bill No. 3134 be passed on third and final consideration.

Rep. Gunnels moved adoption of Amendment No. 4 as follows:

Amendment No. 4

AMEND House Bill No. 3134 by adding the following new section immediately preceding last section and by renumbering the subsequent section accordingly:

Section _____. The provisions of this act shall not apply to any local government which by vote of is Local Legislative Body chooses to exclude itself from the provisions of this act prior to January 1, 1997.

On motion, Amendment No. 4 was adopted.

Rep. McAfee moved adoption of Amendment No. 5 as follows:

Amendment No. 5

AMEND House Bill No. 3134 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The provisions of this act shall not apply in any county having a population of not less than two hundred eighty-five thousand (285,000) nor more than two hundred eighty-six thousand (286,000) according to the 1990 federal census or any subsequent federal census.

On motion, Amendment No. 5 was adopted.

Rep. Gunnels moved that **House Bill No. 3134**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes 3

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood -- 93.

Representatives voting no were: Purcell, Ritchie, Mr. Speaker Naifeh -- 3.

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 2104** -- Civil Procedure - Creates conflict of interest if employee of MHMR, community mental health center or agency contracting with department has ownership in residential facility and employee makes decisions on transferring patients; imposes \$1,500 civil penalty for each violation. Amends TCA Title 33, Chapter 3. by *Pruitt, *Stamps. (SB2336 by *Dixon)

Senate Amendment No. 2

AMEND House Bill No. 2104 Amend Section 1 by adding the words "or manages" between the words "owns a" and "residential facility" in Paragraphs 3 and 5 of Section ____.(a)(1).

Rep. Pruitt moved that the House concur in Senate Amendment(s) No(s). 2 to **House Bill No. 2104**, which motion prevailed by the following vote:

Ayes..... 96
Noes..... 0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 2033** -- Municipal Government - Authorizes certain territories to incorporate Amends TCA Section 6-1-201; Section 6-18-103 and Section 6-30-103. by *Rhinehart. (SB2710 by *Elsa, *Henry)

Senate Amendment No. 1

AMEND House Bill No. 2033 by adding the following new sections immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. Tennessee Code Annotated, Section 6-1-201, is amended by adding the following new subsection:

() Notwithstanding the preceding provisions of this section to the contrary, a territory may be incorporated that meets the following conditions:

(1) the territory contains three hundred (300) residents or more;

(2) the territory's western boundary is contiguous with the western boundary of the county in which it is located;

(3) the territory is located within an area bordered on the north by the Loosahatchie River, on the south of the Wolf River;

(4) the territory's eastern boundary is approximately parallel with the western boundary, but in no place is more than eight (8) miles from the western boundary; and

(5) the territory is located within a metropolitan statistical area.

The territory described in this subsection may incorporate notwithstanding the provisions and restrictions in § 6-1-201(a) and (b).

Notwithstanding the requirements of §§ 6-1-202, 203, and 209, or any other provision of law to the contrary, the petition for incorporation of the territory described in this subsection may consist of a letter from a resident of the territory desiring to incorporate to the county election commission requesting that the question of incorporating the territory be placed on the ballot. The letter shall describe the exact boundaries of the proposed municipality, indicate the name of the proposed municipality, and indicate under which charter the territory desires to incorporate. The letter shall be treated as a petition meeting all the requirements of law.

Section _____. Tennessee Code Annotated, Section 6-18-103, is amended by adding the following new subsection:

() Notwithstanding the preceding provisions of this section to the contrary, a territory may be incorporated that meets the following conditions:

(1) the territory contains three hundred (300) residents or more;

(2) the territory's western boundary is contiguous with the western boundary of the county in which it is located;

(3) the territory is located within an area bordered on the north by the Loosahatchie River, on the south of the Wolf River;

(4) the territory's eastern boundary is approximately parallel with the western boundary, but in no place is more than eight (8) miles from the western boundary; and

(5) the territory is located within a metropolitan statistical area.

The territory described in this subsection may incorporate notwithstanding the provisions and restrictions in § 6-18-103(a) and (b).

Notwithstanding the requirements of § 6-18-104, or any other provision of law to the contrary, the petition for incorporation of the territory described in this subsection may consist of a letter from a resident of the territory desiring to incorporate to the county election commission requesting that the question of incorporating the territory be placed on the ballot. The letter shall describe the exact boundaries of the proposed municipality, indicate the name of the proposed municipality, and indicate under which charter the territory desires to incorporate. The letter shall be treated as a petition meeting all the requirements of law.

Section _____. Tennessee Code Annotated, Section 6-30-103, is amended by adding the following new subsection:

() Notwithstanding the preceding provisions of this section to the contrary, a territory may be incorporated that meets the following conditions:

(1) the territory contains three hundred (300) residents or more;

(2) the territory's western boundary is contiguous with the western boundary of the county in which it is located;

(3) the territory is located within an area bordered on the north by the Loosahatchie River, on the south of the Wolf River;

(4) the territory's eastern boundary is approximately parallel with the western boundary, but in no place is more than eight (8) miles from the western boundary; and

(5) the territory is located within a metropolitan statistical area.

The territory described in this subsection may incorporate notwithstanding the provisions and restrictions in §§ 6-30-103 and 104.

Notwithstanding the requirements of § 6-30-106, or any other provision of law to the contrary, the petition for incorporation of the territory described in this subsection may consist of a letter from a resident of the territory desiring to incorporate to the county election commission requesting that the question of incorporating the territory be placed on the ballot. The letter shall describe the exact boundaries of the proposed municipality, indicate the name of the proposed municipality, and indicate under which charter the territory desires to incorporate. The letter shall be treated as a petition meeting all the requirements of law.

Rep. Rhinehart moved that the House concur in Senate Amendment(s) No(s). 1 to House Bill No. 2033, which motion prevailed by the following vote:

Ayes 94
Noes 0

Representatives voting aye were: Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones, R. (Shelby), Jones, S., Joyce, Kent, Kernell, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 2582 -- Motor Vehicles, Titling and Registration - Requires special designs on special license plates for honorably discharged World War II, Korean War and Desert Storm veterans. Amends TCA Title 55, Chapter 4, Part 2. by *Cole (Carter), *Huskey, *Kent, *Patton, *Naifeh, *Rinks, *Bragg, *Rhinehart, *Gunnels, *Williams (Williamson). (*SB2879 by *Crowe, *Haun, *Holcomb, *Crowe, *Wallace, *McNally, *Atchley, *Gilbert, *Koella, *Miller J., *Crutchfield, *Fowler, *O'Brien, *Elsa, *Cooper, *Burks, *Womack, *Rochelle, *Wright, *Harper, *Haynes, *Henry, *Rice, *Jordan, *Hamilton, *Springer, *Wilder, *Carter, *Kyle, *Cohen, *Person, *Leatherwood, *Dixon)

Senate Amendment No. 1

AMEND House Bill No. 2582 by adding the following new sections immediately before the effective date section, and by renumbering the effective date section accordingly:

SECTION _____. Tennessee Code Annotated, Section 55-4-253, is amended by deleting subsection (d) in its entirety and by renumbering subsequent subsections accordingly.

SECTION _____. Tennessee Code Annotated, Section 55-4-253(a), is amended by deleting the language ", a fee equal to the cost of providing the special plates as determined by the commissioner," from the first sentence thereof.

SECTION _____. Tennessee Code Annotated, Section 55-4-203, is amended by deleting subdivision (40) in its entirety, and by substituting instead the following new language:

(40) Honorably discharged veterans of the United States armed forces - twenty-five dollars (\$25.00);

SENATE AMENDMENT NO. 2

Amend House Bill No. 2582 in the amendatory language of Section 1 by adding the following language as a new subdivision (8):

(8) For veterans of the peacekeeping mission in Bosnia, the plate shall be designed by the commissioner of veteran affairs in consultation with the commissioner of safety. The commissioner of veterans affairs shall also set proof of service requirements for such honorable discharged veterans to obtain such plate.

Rep. Givens moved that all members voting aye be added as sponsors to House Bill No. 2582, which motion prevailed.

Rep. Cole(Carter) moved that the House concur in Senate Amendment(s) No(s). 1 and 2 to **House Bill No. 2582**, which motion prevailed by the following vote:

Ayes..... 96
Noes 0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton,

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Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. West moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 369 out of order, which motion prevailed.

Senate Joint Resolution No. 369 -- Memorials, Personal Achievement - Phil Ponder, 1996 Honoree of Star Spangled Salute. by *Haynes, *Henry, *Wilder, *Kyle, *Harper, *Rochelle.

On motion, the rules were suspended for the immediate concurrence in the resolution.

On motion of Rep. West, the resolution was concurred in.

A motion to reconsider was tabled.

BILLS WITHDRAWN

On motion of Rep. Stamps, **House Bill No. 1577** was recalled from the Health & Human Resources Committee and withdrawn from the House.

On motion of Rep. Stamps, **House Bill No. 1579 and 1683** was recalled from the Judiciary Committee and withdrawn from the House.

On motion of Rep. Stamps, **House Bill No. 1993 and 1994** was recalled from the Commerce Committee and withdrawn from the House.

On motion of Rep. McAfee, **House Bill No. 3072** was recalled from the Education Committee and withdrawn from the House.

NOTICE TO ACT ON SENATE MESSAGES

Pursuant to **Rule No. 59**, notice was given that the following measure(s) from the Senate would be considered on March 20, 1996:

House Bill No. 1551: by Rep. Rigsby

NOTICE TO ACT ON SENATE MESSAGES

Pursuant to **Rule No. 59**, notice was given that the following measure(s) from the Senate would be considered on March 14, 1996:

House Bill No. 2767: by Rep. Purcell

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 190: Rep(s). Purcell and DeBerry, L. as prime sponsor(s).

House Resolution No. 191: Rep(s). Purcell, Jones, S., DeBerry, L., Arriola, Odom, Robinson and Halteman Harwell as prime sponsor(s).

House Joint Resolution No. 448: Rep(s). Walley, McDaniel, Fitzhugh and Peach as prime sponsor(s).

House Bill No. 745: Rep(s). DeBerry, L. as prime sponsor(s).

House Bill No. 765: Rep(s). Phelan and Kernell as prime sponsor(s).

House Bill No. 2004: Rep(s). Bell as prime sponsor(s).

House Bill No. 2192: Rep(s). Cole(Dyer) as prime sponsor(s).

House Bill No. 2273: Rep(s). Bell as prime sponsor(s).

House Bill No. 2274: Rep(s). Ramsey and Kent as prime sponsor(s).

House Bill No. 2409: Rep(s). Bragg as prime sponsor(s).

House Bill No. 2451: Rep(s). Huskey as prime sponsor(s).

House Bill No. 2477: Rep(s). Pinion as prime sponsor(s).

House Bill No. 2548: Rep(s). Bell and Phillips as prime sponsor(s).

House Bill No. 2670: Rep(s). Curtiss as prime sponsor(s).

House Bill No. 2805: Rep(s). Gunnels as prime sponsor(s).

House Bill No. 2892: Rep(s). Givens as prime sponsor(s).

House Bill No. 2928: Rep(s). Bell as prime sponsor(s).

House Bill No. 2929: Rep(s). Bell as prime sponsor(s).

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House Bill No. 2986: Rep(s). Lewis, Bell, Winningham, Davidson and Curtiss as prime sponsor(s).

House Bill No. 2999: Rep(s). Rhinehart and Bragg as prime sponsor(s).

House Bill No. 3161: Rep(s). Stamps as prime sponsor(s).

SPONSORS REMOVED

On motion, Rep(s). Rinks, West, Fitzhugh and Hargrove was/were removed as sponsor(s) of **House Bill No. 1031**.

REQUEST TO BE ADDED AS SPONSOR

The following member(s) requested to add their name(s) as sponsor(s) as indicated below, the prime sponsor having agreed to such addition. Sponsorship was not granted since request was made after passage/adoption of said bill/resolution:

House Bill No. 447: Rep(s). Turner(Hamilton).

MESSAGE FROM THE GOVERNOR

March 13, 1996

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 29, with his approval.

HARDY MAYS, Counsel to the Governor.

ENGROSSED BILLS

March 13, 1996

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 465 and 466.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENGROSSED BILLS

March 13, 1996

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 1965, 2455, 2698 and 2918.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

March 13, 1996

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2427; substituted for Senate Bill(s) on the same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 13, 1996

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2048; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

ENGROSSED BILLS

March 13, 1996

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 3134.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

March 13, 1996

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2053, 2231 and 2594; also, House Joint Resolution(s) No(s). 398 and 454; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 13, 1996

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2033, 2036, 2048, 2051, 2052, 2072, 2082, 2220, 2286, 2287, 2294, 2312, 2377, 2583, 2595, 2647, 2734, 2979 and 3060; also, Senate Joint Resolution(s) No(s). 359, 360, 365, 367 and 368; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

March 13, 1996

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2509, 3135 and 3233; all passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

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***Senate Bill No. 2509** -- Budget Procedures - Changes, from August 1 to September 1, date on which proposed budget becomes effective by operation of law if county legislative body fails to adopt budget. Amends TCA Section 5-12-210. by *Womack.

***Senate Bill No. 3135** -- Television, Cable - Creates Class C felony offense of offering any device or advising person on use of device designed to descramble signal carried by cable television company without paying appropriate fees. Amends TCA Section 7-59-109. by *Person.

***Senate Bill No. 3233** -- Greene County - Subject to local approval, authorizes \$5.00 litigation tax. by *Haun.

REPORT OF CHIEF ENGROSSING CLERK

March 13, 1996

The following bill(s) was/were transmitted to the Governor for his action: House Bill(s) No(s). 2053, 2231 and 2594; also, House Joint Resolution(s) No(s). 398 and 454.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 13, 1996

The Speaker signed the following: Senate Joint Resolution(s) No(s). 359 and 360.

ROLL CALL

The roll call was taken with the following results:

Present 95

Representatives present were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry, J., DeBerry, L., Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jones, R. (Shelby), Jones, S., Jones, U. (Shelby), Joyce, Kent, Kernell, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

RECESS MOTION

On motion of Rep. Purcell, the House recessed until 9:00 a.m., Thursday, March 14, 1996.